



Federal Communications Commission
Washington, D.C. 20554

September 17, 2019

In Reply Refer to:
1800B3-KV

Summit American, Inc.
c/o Shelley Sadowsky, Esq.
Shelley Sadowsky, LLC
5938 Dorchester Way
Rockville, MD 20852

In Re: **K284CW, Winchester, NV**
Silver State Broadcasting, LLC
File Nos. BLFT-20190415ABG and BPFT-
20190520AAZ
Facility ID No. 203222

Petition-Complaints

Dear Ms. Sadowsky:

This letter refers to the following pleadings filed Summit American, Inc. (Summit), licensee of Station KJUL(FM), Moapa Valley, Nevada: (1) a June 3, 2019, "Petition for Expedited Reconsideration" (License Petition-Complaint); (2) a June 13, 2019, "Petition for Expedited Reconsideration" (Permit Petition Complaint); (3) a June 28, 2019, "Reply to Opposition to Petition for Expedited Reconsideration" (License Petition Reply); and (4) a July 15, 2019, "Reply to Late-Filed Opposition to Petition for Expedited Reconsideration" (Permit Petition Reply).¹ In the Petition-Complaints, Summit alleges that FM Translator Station K284CW, Winchester, Nevada (K284CW or Station), licensed to Silver State Broadcasting, LLC (Silver State or Licensee) is interfering with the reception of KJUL(FM).

Recently, the Commission adopted certain changes to the FCC's rules (Rules) relating to the translator interference complaint resolution process.² The Commission stated that, once effective, all pending complaints would be decided under the new Rules. The Commission further stated that parties involved in pending proceedings would be given an opportunity to submit supplemental material to

¹ Collectively, the License Petition-Complaint, the Permit Petition Complaint; the License Petition Reply and the Permit Petition Reply will be referred to as Petition-Complaints.

² See *Amendment of Part 74 of the Commission's Rules Regarding FM Translator Interference*, Report and Order, FCC 19-40, 34 FCC Rcd ____ (2019) (*Translator Interference Order*).

address the changes.³

Our initial review of the Petition-Complaints under the revised interference standards reveals that additional information is required. Specifically, in order to continue processing the Petition-Complaints the items marked below must be submitted:⁴

1. Listener Complaints:

- _____ Detailed information on the Complaining Station's protected contour and the population located therein;
- _____ Minimum Number of Listener Complaints as determined by the population located within the Complaining Station's protected contour;⁵
- _____ Signed and dated (within one year of Complaint and all other listener complaints) by Listener;
- _____ Listener's full name, address and phone number;
- _____ Clear, concise, and accurate description of the location where interference is alleged;⁶

³ *Id.* at ¶ 49.

⁴ An item will be marked as missing the required information if it is missing from one or more listener complaints.

⁵ See 47 CFR § 74.1203 Table 1.

Population within Protected Contour	Minimum Listener Complaints Required for Interference Claim
1-199,999	6
200,000-299,999	7
300,000-399,999	8
400,000-499,999	9
500,000-999,999	10
1,000,000-1,499,999	15
1,500,000-1,999,999	20
2,000,000 or more	25
LPFM stations with fewer than 5,000	3

⁶ In the *Translator Interference Order*, the Commission noted that “[a]ppropriate descriptions include map coordinates, street addresses, street intersections, or other descriptions such as ‘along Route XX near mile marker XX’ or ‘between Exits 1 and 2 on Route XX.’ Unacceptable descriptions would include ‘on my way to work’ or ‘downtown,’ as they do not inform . . . [if] within its 45 dBu contour or . . . provide sufficient information to resolve the complaint.” *Id.* at note 65.

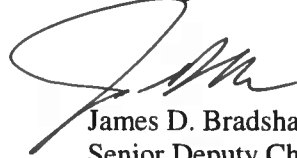
- _____ Statement that Listener listens over-the-air to the desired station at least twice a month;
- _____ Statement that Listener has no legal, financial, employment, or familial affiliation or relationship with desired station.

2. Technical Interference Showing:

- _____ Map plotting the specific location of the alleged interference in relation to the Complaining Station's 45dBu contour;
- _____ Statement that the Complaining Station is operating within its licensed parameters;
- X Statement that the Complaining Station licensee has used commercially reasonable efforts to inform the relevant translator licensee of the claimed interference and attempted private resolution;
- _____ Undesired/Desired data demonstrating that at each listener location the ratio of undesired to desired signal strength exceeds -20 dB for co-channel situations, -6 dB for first-adjacent channel situations or 40 dB for second- or third- adjacent channel situations, calculated using the Commission's standard contour prediction methodology.

Within thirty (30) days of this letter, Summit must submit the above information and any other information not referenced above that might be required by the Rules. Further action on the Petition-Complaints will be withheld for a period of 30 days from the date of this letter to provide Summit an opportunity to respond. Failure to submit the required information will result in the dismissal of the Petition-Complaints.⁷

Sincerely,



James D. Bradshaw
Senior Deputy Chief
Audio Division
Media Bureau

cc: Silver State Broadcasting, LLC (by email)

⁷ This action is without prejudice to any other issues raised in the Petition-Complaints.